

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa J. Prosser, Senior Deputy Clerk.

**F038825      People v. Sivichith**

Cause called and argued by John L. Staley, Esq., counsel for appellant and by Tiffany Shultz, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

**F038099      McAfee Holding & Ventures v. Watson AG et al**

Cause called and argued by Timothy D. McCollum, Esq., counsel for appellant and by Michael Stump, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, February 18, 2003 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Senior Deputy Clerk.

**F038004      Parnell v. Adventist Health System/West et al.**

Cause called and argued by William Hanagami, Esq., counsel for appellant Joel K. Parnell and by Robert D. Crockett, Esq., counsel for respondent Adventist Health System/West and by Barry S. Landsberg, Esq., counsel for amicus Catholic Healthcare West and by Deborah Giles, Esq., counsel for amicus Scripps Health in support of respondents.

Cause ordered submitted.

The court adjourns.

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**F042371      Ward v. Ramada Inn, Oakdale**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F039474      Bains v. Boyett**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F039474      Bains v. Boyett**

The judgment is affirmed. Costs are awarded to respondent.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040323      People v. Tejeda**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

**F040323      People v. Tejeda**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038541      People v. Perez-Mondragon**

Appellant's petition for rehearing filed herein is denied.

**F042133      Carolina H. v. The Superior Court of Merced County; Merced Co. Dept. of Human Services**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F040439      People v. Garcia**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F040439      People v. Garcia**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040090      People v. Bradford**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F040090      People v. Bradford**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038849      People v. Sedillo**

The judgment is affirmed. Vartabedian, J.

We concur: Ardaiz, P.J. ; Buckley, J.

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**F038546      People v. Camero**

The restitution order is vacated and the matter is remanded to the trial court to exercise its discretion in imposing a restitution fine. In all other respects, the judgment is affirmed. Levy, J.

We concur: Vartabedian, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F037903      People v. Luster et al.**

**F038429      People v. Riley**

The judgment is reversed as to Riley. The judgment is affirmed as to Luster and Caruso. Wiseman, J.

We concur: Dibiaso, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]